

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

NEW MEXICO UNITED FOOD AND
COMMERCIAL WORKERS UNION'S AND
EMPLOYERS' HEALTH AND WELFARE TRUST
FUND, on behalf of itself and all others similarly
situated,

Plaintiff,

v.

PURDUE PHARMA L.P., PURDUE PHARMA,
INC., THE PURDUE FREDERICK COMPANY,
INC. d/b/a THE PURDUE FREDERICK
COMPANY, P.F. LABORATORIES, INC.,
ABBOTT LABORATORIES, ABBOTT
LABORATORIES, INC., MICHAEL FRIEDMAN,
HOWARD R. UDELL, PAUL D. GOLDENHEIM,
JOHN DOE Nos. 1 through 20, and JANE DOE Nos.
1 through 20,

Defendants.

Civil Action No. 07-cv-6916-JGK

MOTION TO ADMIT COUNSEL
PRO HAC VICE

FILED
U.S. DISTRICT COURT
2007 NOV 27 PM 4:23
S.D. OF N.Y.

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for

the Southern and Eastern Districts of New York, I, Christopher A. Seeger, a member in good
standing of the bar of this Court, hereby move for an Order allowing the admission *pro hac vice*
of:

Shane Youtz
Youtz & Valdez, P.C.
900 Gold Avenue SW
Albuquerque, NM 87102
(505) 244-1200 - Telephone
(505) 244-9700 - Facsimile

Shane Youtz is a member in good standing of the Bar of the State of New Mexico. There
are no pending disciplinary proceedings against him in any State or Federal Court. Attached
hereto as Exhibit 1 is Mr. Youtz' Affidavit, with Exhibit A, an original Certificate of Good
Standing from the New Mexico Supreme Court attached thereto.

Dated: November 26th, 2007

Respectfully Submitted,

SEEGER WEISS LLP

A handwritten signature in dark ink, appearing to read "Christopher A. Seeger", is written over a horizontal line.

By: _____

Christopher A. Seeger (CS-4880)
One William Street
New York, NY 10004
Telephone: (212) 584-0700
Facsimile: (212) 584-0799

Counsel for Plaintiff and the Class

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**AFFIDAVIT OF CHRISTOPHER
A. SEEGER IN SUPPORT OF
MOTION TO ADMIT COUNSEL
*PRO HAC VICE***

State of New York)

)ss:

County of New York)

Christopher A. Seeger, being duly sworn, hereby deposes and says as follows:

1. I am a member of Seeger Weiss LLP, counsel for Movant, New Mexico United Food and Commercial Workers Union's and Employers' Health and Welfare Trust Fund ("Movant"), in the above-captioned action. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Movant's motion to admit Shane Youtz as counsel *pro hac vice* to represent Movant in this matter.
2. I am a member in good standing of the bar of the State of New York, and was admitted to practice law in 1990. I am also admitted to the bar of the United States


District Court for the Southern District of New York, and am in good standing with this Court.

3. I believe Mr. Youtz to be a skilled attorney and a person of integrity. He is experienced in federal practice and is familiar with the Federal Rules of Civil Procedure.

4. Accordingly, I am pleased to move the admission of Shane Youtz, *pro hac vice*.

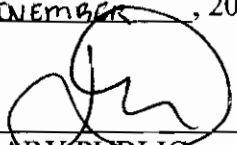
5. I respectfully submit a proposed order granting the admission of Shane Youtz, *pro hac vice*, which is attached hereto.

WHEREFORE, it is respectfully requested that the motion to admit Shane Youtz, *pro hac vice*, to represent Movants in the above-captioned matter, be granted.



Christopher A. Seeger

Sworn before me this 26th day
of November, 2007



NOTARY PUBLIC

Jose D. Mora
Notary Public State of New York
No. 08-0062383 Qualified in Bronx County
Certificate Filed in New York County
Commission Expires August 6, 2009

CERTIFICATE OF SERVICE

I, Christopher A. Seeger, hereby certify that on November 26 2007, I caused a true and correct copy of the foregoing document, ***Motion to Admit Counsel Pro Hac Vice***, to be served via U.S. mail, with proper postage prepaid, on all counsel of record at the following addresses:

Michael Colbert Hartmere, Esq.
Matthew Terrence McLaughlin, Esq.
VENABLE (NYC)
405 Lexington Ave, 62nd Floor
New York, NY 10174
T. (212)-307-5500
F. (212)-307-5598 (fax)

Counsel for defendants Abbott Laboratories, Abbott Laboratories, Inc.

Alexandra Katherine Nellos, Esq.
Donald I. Strauber, Esq.
Phoebe Anne Wilkinson, Esq.
Mary Therese Yelenick, Esq.
CHADBOURNE & PARKE LLP (NY)
30 Rockefeller Plaza
New York, NY 10112
T. (212) 408-5100
F. (646) 710-1189

Counsel for defendants P.F. Laboratories, Inc., Purdue Pharma, Inc., Purdue Pharma, L.P., The Purdue Fredrick Company, Inc., Howard R. Udell, Michael Friedman, Paul D. Goldenheim

A large, stylized handwritten signature in black ink, consisting of a large loop followed by a series of smaller loops and a final horizontal stroke.

Christopher A. Seeger

Exhibit 1

**UNITED STATES DISTRICT COURT
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**AFFIDAVIT OF SHANE YOUTZ,
ESQUIRE**

I, Shane Youtz, Esquire, a partner with Youtz & Valdez, P.C., in Albuquerque, New Mexico, declare the following under penalty of perjury:


1. I am a member in good standing of the bar of the State of New Mexico and am admitted to practice before the United States District Court for the District of Pennsylvania, the District of New Mexico. I have never been disciplined, suspended or disbarred by these or any other Court.

2. Attached hereto is the Certificate attesting to my admission date and that I am a member in good standing in the bar of the State of New Mexico.

3. I have extensive experience in state and federal trial courts. I also have extensive experience in class action litigation, specializing in wage and hour litigation and consumer antitrust litigation, including *Thiebes, et. al. v. Wal-Mart Stores, Inc.*, 3:98-CV-00802-KI (USDC

Oregon), wherein plaintiffs were awarded a multi-million dollar verdict for unpaid wages. I have also served as counsel in class action litigations in New Mexico and California, and Texas, Michigan, West Virginia, and Oregon, where I have been admitted *pro hac vice*. I also presently serve as Union counsel for the Union Trustees of the New Mexico UFCW Union's and Employers' Health and Welfare Trust Fund, and the Fund has asked that I participate as co-counsel.

4. Based upon the foregoing, I respectfully request admission to this Court, pursuant to Rule 1.3(c) of the Local Rules of the United States District Courts for Southern District and Eastern District of New York, for the purpose of appearing and arguing on behalf of plaintiff, which is represented by the firm, Seeger Weiss LLP.


Shane Youtz

Sworn before me this 8th day
of November, 2007


Notary Public

My Commission Expires: 11-15-2010

Exhibit A

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**ORDER FOR ADMISSION
PRO HAC VICE ON
WRITTEN MOTION**

Upon the motion of Christopher A. Seeger, attorney for New Mexico United Food and Commercial Workers Union's and Employers' Health and Welfare Trust Fund, and said sponsor attorney's affidavit in support;

IT IS HEREBY ORDERED that:

Shane Youtz
Youtz & Valdez, P.C.
900 Gold Avenue SW
Albuquerque, NM 87102
T. (505) 244-1200
F. (505) 244-9700
Email: shane@youtzvaldez.com

is admitted to practice *pro hac vice* as counsel for New Mexico United Food and Commercial Workers Union's and Employers' Health and Welfare Trust Fund in the above-captioned case in

the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at nysd.uscourts.gov. Counsel shall forward the *pro hac vice* fee to the Clerk of Court.

Dated: November __, 2007
New York, New York

United States District Court Judge